

CIVIL DOCKET

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE				ATTORNEYS			
THE TELEX CORPORATION, A Delaware Corporation vs AIRESEARCH AVIATION COMPANY, A Division of The Garrett Corporation, A California				For plaintiff: Floyd L. Walker 405 Mayo Building ,Tulsa, Oklahoma 74103			
				For defendant: Truman B. Rucker P. O. Box 1439 Tulsa, Oklahoma 74101 Rodney K. Potter, (O'Melveny & Myers) 611 West Sixth Street Los Angeles, Calif. 90017			
STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 11-1-70	Clerk			1970 10-5	Walker	15 00	
J.S. 6 mailed 6-1-71	Marshal			1971 5-28	C.D.No. 17		15 00
Basis of Action: Breach of Supplemental Agreement	Docket fee			6-3-71	M.D. Kirk	5 00	
	Witness fees				C.d.No.53		5 00
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-5-70	Complaint filed, Summons issued. filed. v	
10-22-70	Summons returned, filed - served Charles Leroiback, Sect. authorized to accept, Los Angeles, Calif., on 10-9-70. (Fee \$9.28) b	
10-27-70	Application for extension of time (of deft.) and order granting deft. 30 additional days to file proper pleading or answer, filed. (LB-J)m (copies mailed)	
11-25-70	Answer , filed. m (and counterclaim)	
12-18-70	Answer to counterclaim, filed. m	
12-18-70	Plaintiff's interrogatories to defendant number 1 to 20, inclusive, filed. m	
1-5-71	Case set for pre-trial 1-18-71 at 1:30 p.m. (LB-J)m	
1-15-71	Case stricken from pre-trial assignment of 1-18-71. (LB-J)m	
1-21-71	Deft's answers to pltf's interrogatories, filed. m	
2-19-71	Pltf's motion for S/J under Rule 56, filed. m	
2-19-71	Pltf's brief in support of motion for S/J, filed. m	
3-3-71	Ordered that hearing on pltf's motion for S/J ^{set for 3-10-71} passed to next motion docket. (LB-J)m	
3-31-71	Brief of defendant in opposition to motion for S/J, filed. m	
4-6-71	Hearing held on pltf's motion for S/J under Rule 56. Motion overruled at this time and case set for trial and disposition 4-15-71 at 9:30 a.m. Pre-trial order waived. Deft. introduces certain exhibits and will mark them and mail to Clerk. (LB-J)m	
4-15-71	Case tried to the Court. Court finds in favor of pltf. and against deft. Pltf. to submit suggested F/F & C/L and Judgment to the Court. Judgment will not be entered until motion on costs has been heard. (LB-J)m	
4-19-71	Case set for hearing on attorneys' fees Monday 5-3-71 at 9:30 a.m. (LB-J)m	
4-20-71	Motion of plaintiff to fix and allow attorney's fees, filed. g	
5-3-71	Case called for hearing on pltf's motion to fix and allow attorney's fees. Pltf's witness William K. Powers sworn and testifies. Court rules that defendant pay costs of \$7,500.00. Court will file F/F & C/L and Judgment. Supersedeas bond fixed in amt. of \$250,000.00. Bond may be waived upon stipulation of parties. (LB-J)m	
5-3-71	Findings of Fact and Conclusions of Law, filed. (LB-J)m (copies mailed)	
5-3-71	Judgment, filed and entered, that pltf. recover from deft. the sum of \$207,500.00, with int. at rate of 6% per annum from 9-15-70 to date of entry of judgment, and thereafter on the total amt. due on date of entry of judgment at rate of 10% per annum until paid; that pltf. is also entitled to judgment against deft in sum of \$7,500.00 for atty's fees to be taxed as costs. Supersedeas bond fixed in amt. of \$250,000.00. (LB-J)m (copies mailed) Posting of bond is stayed for 30 days from this date. (LB-J)m (copies mailed)	
5-28-71	Notice of appeal by defendant, filed. cpy to USCA and Floyd L. Walker. g	
5-28-71	Supersedeas bond in the amt. of \$250,000, filed; surety, American Casualty Co., Reading, Pa. m	
6-16-71	Transcript of trial proceedings, filed. (orig. + 3 cpies)g	
6-24-71	Appeal record forwarded to USCA (orig. + 3 cpies)g	
5-24-72	Release and satisfaction of judgment, filed. rm	
6-1-72	Mandate & Opinion of USCA affirming judgment of 5-3-71, filed and spread of record.	
6-1-72	Statement of costs in USCA, filed; costs taxed against Airesearch Aviation Company in sum of \$76.00. g	
6-6-72	Appeal record (vols. 1 & 2) rec'd from USCA. g	